

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

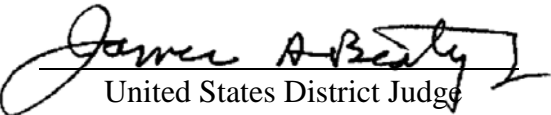
JAMES LEE TROXLER,)	
)	
Petitioner,)	
)	
v.)	1:06CV109
)	
STATE OF NORTH CAROLINA,)	
)	
Respondent.)	

J-U-D-G-M-E-N-T

On February 2, 2006, the United States Magistrate Judge's Recommendation was filed and notice was served on the parties pursuant to 28 U.S.C. § 636(b). No objections were received by the court within the time prescribed by the statute.

The court hereby adopts the Magistrate Judge's Recommendation.

IT IS THEREFORE ORDERED AND ADJUDGED that this action be, and is hereby, dismissed without prejudice to Petitioner filing a new petition.


United States District Judge

DATE: March 17, 2006